

Remarks/Arguments:

Pursuant to 37 CFR §1.105, the Office Action requests that Applicants identify all familial related co-pending applications and issued patents which disclose and claim very similar and/or identical subject matter to the present application. Applicants respectfully submit that the Information Disclosure Statement (IDS) filed on November 11, 2005 identified all familial related, co-pending applications, published applications and issued patents.

The Office Action further requests that Applicants "identify the specific claims of those applications and/or patents which may present double patenting issues with the instant application claims." Applicants respectfully submit that the Office Action is requesting information beyond that which is required under 37 CFR §1.105. As set forth in MPEP §704.11, 35 CFR 1.105 is drafted "to make it clear that it is facts and factual information, that are known to applicant, or readily obtained after reasonable inquiry by applicant, that are sought, and that requirements under 37 CFR §1.105 are not requesting opinions that may be held or would be required to be formulated by applicant." (emphasis added). Identification of specific claims in those applications and/or patents which may present double patenting issues with the instant application claims is clearly opinion which is not required under 37 CFR §1.105.

In the event the request to disclose all co-pending applications and related patents includes a request for applications and patents related to this application by common inventorship, a search of the U.S.P.T.O. records for applications and patents naming Michael Chobotov or Brian Glynn as an inventor identified the following additional published applications and issued patents:

7,150,758	6,355,060	5,415,634	20060009833
7,147,661	6,331,191	5,391,147	20050090804
7,147,660	6,328,749	5,250,059	20050027347
7,147,455	6,132,457	4,987,775	20040220664
7,125,464	6,024,763	20070012396	20030216802
7,090,693	5,683,451	20060224232	20030120338
7,081,129	5,656,029	20060206193	20020010508
6,776,604	5,588,964	20060178732	
6,395,019	5,478,330	20060173533	

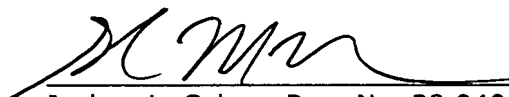
Appln. No.: 10/686,863
Amendment Dated July 2, 2007
Reply to Office Action of May 3, 2007

BSI-538US (formerly 021630-000522US)

Any of these publications and patents not previously submitted are listed in the Supplemental Information Disclosure Statement submitted herewith.

Early consideration and allowance of the pending claims are respectfully requested.

Respectfully submitted,



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JLC/GMM/ap
Enclosure: Supplemental IDS
Dated: July 2, 2007

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<input type="checkbox"/> P.O. Box 1596 Wilmington, DE 19899 (302) 778-2500

The Director is hereby authorized to charge or credit Deposit Account No. **18-0350** for any additional fees, or any underpayment or credit for overpayment in connection herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: 7/2/07

